



General Assembly

January Session, 2005

Raised Bill No. 1293

LCO No. 4490

04490_____ENV

Referred to Committee on Environment

Introduced by:
(ENV)

***AN ACT CONCERNING FOOD PREPARATION ESTABLISHMENTS
AND THE DISCHARGE OF FATS, OILS AND GREASES.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) For purposes of this
2 section:

3 (1) "Food preparation establishment" means any place where food is
4 prepared and intended for individual portion service and includes the
5 site at which individual portions are provided, on the premises of
6 which contains exposed potentially hazardous foods that are prepared
7 by hot processes and consumed by the public, but does not include a
8 kitchen in a private home where food is prepared or served and not
9 offered for sale, or a bed and breakfast operation that prepares and
10 offers food to the guests if such operation is owner-occupied and has
11 the total building occupant load of not more than sixteen persons,
12 including the owner and occupants, and has no provisions for cooking
13 or warming food in the guest rooms, and breakfast is the only meal
14 offered.

15 (2) "New food preparation establishment" means a food preparation

16 establishment for which a sewer connection permit has not been
17 issued.

18 (3) "Major renovation of a food preparation establishment" means a
19 physical change to a food preparation establishment that exceeds a
20 cost of fifty thousand dollars, requires a building permit and involves
21 any one or more combinations of the following: (A) Under slab
22 plumbing in the food processing area, (B) a thirty per cent increase in
23 the net public seating area, or (C) a thirty per cent increase in the size
24 of the kitchen area.

25 (b) The Commissioner of Environmental Protection shall adopt a
26 general permit, in accordance with the provisions of section 22a-430b
27 of the general statutes, for the discharge of fats, oils or grease
28 associated with new food preparation establishments and with the
29 major renovation of a food preparation establishment. The
30 commissioner may designate a local building official, or a duly
31 authorized representative to administrate and enforce the general
32 permit. The general permit shall require such establishments to install
33 an outdoor in-ground grease interceptor, except (1) where the subject
34 establishment utilizes an alternative technology that is equally
35 effective in controlling fat, oil or grease, as determined by the
36 commissioner or the designated local building official, (2) if the
37 installation of an in-ground grease interceptor is not feasible, as
38 determined by the commissioner or the designated local building
39 official, due to space constraints or undue hardship, including, but not
40 limited to, economic hardship, or (3) where the subject establishment is
41 operating in a fixed location for less than seven days and where such
42 establishment can demonstrate to the commissioner or the designated
43 local building official that the fats, oils or grease discharge is negligible
44 and will be disposed of in a proper manner.

45 (c) The commissioner shall develop and implement a phased
46 schedule for the development and permitting of facilities to receive
47 fats, oils or greases generated by food preparation establishments

48 subject to this section.

49 (d) The commissioner shall undertake, prior to the enactment of the
 50 general permit pursuant to this section, a program to license waste
 51 haulers of fats, oils and grease materials. The commissioner shall
 52 publish the names and contact information for such haulers. Licensed
 53 haulers shall be responsible for meeting the requirements of the
 54 general permit relating to pumping, hauling, equipment maintenance
 55 and disposal of wastewater.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

Statement of Purpose:

To establish parameters for the Department of Environmental Protection's general permit for the discharge of wastewater associated with food preparation establishments.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]